

## Introduced by Senator Aanestad

February 18, 2005

---

An act to repeal Sections 3129 and 3130 of the Business and Professions Code, relating to optometry.

## LEGISLATIVE COUNSEL'S DIGEST

SB 579, as introduced, Aanestad. Optometry: advertisement.

Under existing law, the Optometry Practice Act, the State Board of Optometry licenses and regulates persons engaged in the practice of optometry. Existing law makes it unlawful to advertise optometric services as being free or without cost. Existing law also makes it unlawful to advertise the practice of optometry in any advertisement relating to the sale or disposition of goggles, sunglasses, colored glasses, or occupational eye protective devices.

This bill would repeal these advertising prohibitions.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 3129 of the Business and Professions
- 2 Code is repealed.
- 3 ~~3129. It is unlawful to advertise as being free or without cost~~
- 4 ~~the examination or treatment of the eyes or the furnishing of~~
- 5 ~~optometrical services.~~
- 6 SEC. 2. Section 3130 of the Business and Professions Code is
- 7 repealed.
- 8 ~~3130. It is unlawful to include in any advertisement relating to~~
- 9 ~~the sale or disposition of goggles, sun-glasses, colored glasses or~~
- 10 ~~occupational eye-protective devices, any words or figures which~~

1 ~~advertise or have a tendency to advertise the practice of~~  
2 ~~optometry.~~  
3 ~~This section does not prohibit the advertising of the practice of~~  
4 ~~optometry by a registered optometrist in the manner permitted by~~  
5 ~~law.~~

O